

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMES CHADWICK : CIVIL ACTION

v. : NO. 21-3991

NORFOLK SOUTHERN RAILWAY :
COMPANY :

ORDER

AND NOW, this 10th day of July, 2023, **IT IS HEREBY ORDERED** that:

1. The Defendant's motion for summary judgment [Doc. 41] is **GRANTED** in part and **DENIED** in part.
2. The motion is **GRANTED** as to Counts Two, Three and Four of the Complaint.
3. Judgment is **ENTERED** in favor of Defendant and against Plaintiff on Counts Two, Three and Four of the Complaint.
4. The motion is **DENIED** without prejudice as to Count One as detailed in the accompanying Memorandum.

BY THE COURT:

/s/ Jeffrey L. Schmehl
JEFFREY L. SCHMЕHL, J.